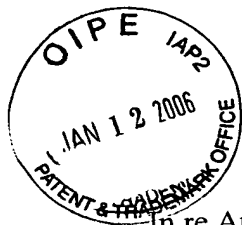


01-13-06
ATTORNEY DOCKET NO.
064731.0350

SERIAL NO.
10/775,929 *12W*

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Koji (nmi) Takeguchi
Serial No.: 10/775,929
Filing Date: February 10, 2004
Title: Upgraded Flexible Open Ring Optical Network and Method

Mail Stop: Amendments
Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

<p>Certificate of Mailing by Express Mail No. EV 733644360 US I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37. C.F.R. 1.10 on the date shown below, and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</p> <p>Name: <u>Willie Jiles</u> Willie Jiles</p> <p>Date: January 12, 2006</p>
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INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicant respectfully requests that the references listed in the attached PTO-1449 form be considered and cited in the examination of the Application. The present Application was filed after June 30, 2003. Therefore, under the July 11, 2003, waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. Patents and U.S. Patent Application Publications listed in the attached PTO-1449 form are not enclosed. Copies of all other references are enclosed for the convenience of the Examiner.


REMARKS

Pursuant to 37 C.F.R. § 1.97(b)(3), Applicant believes that this Information Disclosure Statement has been filed before the mailing date of the first Official Action in this case. Therefore, Applicant believes that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts, L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicant

A handwritten signature in black ink, appearing to read 'Brian W. Oaks', is written over the text 'Attorneys for Applicant'.

Brian W. Oaks
Reg. No. 44,981

Date: January 12, 2006

Correspondence Address:

Customer Number

05073



PTO-1449		Information Disclosure Citation In an Application		Application No. 10/775,929		Applicant(s) Koji (nmi) Takeguchi			
				Docket Number 064731.0350		Group Art Unit Unknown		Filing Date February 10, 2004	
U.S. PATENT DOCUMENTS									
		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE		
	A	6,616,349	09/09/200	Li et al.	398	4	12/20/1999		
	B								
	C								
	D								
	E								
	F								
FOREIGN PATENT DOCUMENTS									
		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION		
							YES	NO	
	G								
	H								
	I								
NON-PATENT DOCUMENTS									
		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)						DATE	
	J								
	K								
	L								
	M								
	N								
	O								
EXAMINER					DATE CONSIDERED				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.									

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